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**From:** Thomas, Deb [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4DC0908FDDF040C787AAA3E7CDABF369-THOMAS, DEBRA]  
**Sent:** 5/6/2018 3:19:35 PM  
**To:** Bohan, Suzanne [bohan.suzanne@epa.gov]  
**Subject:** RE: DRA Call Topic: Request for Outreach to States from ECOS-EPA Compliance Assurance Workgroup

Will do. The DRA call is on Wednesday and I will send an email to the DRAs tomorrow with the questions.

Deb

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**From:** Bohan, Suzanne  
**Sent:** Sunday, May 6, 2018 8:54 AM  
**To:** Thomas, Deb <thomas.debrah@epa.gov>  
**Subject:** DRA Call Topic: Request for Outreach to States from ECOS-EPA Compliance Assurance Workgroup

Deb -

Would you add this topic to your DRA call agenda this week and ask the following questions:

- 1) Did all regions contact states to request the information? (R2 hadn't sent request as of 4/27)
- 2) Did any region besides R9 receive responses? (R1 and R4 said no responses; I haven't heard from the other regions)
- 3) Any suggestions for improving the response rate such as:
  - a) regions could send out a "last call" for responses on 5/7 for **input by 5/11**;
  - b) ECOS could send a reminder and forward the original request;
  - c) other

Thank you,  
Suzanne

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**From:** Bohan, Suzanne  
**Sent:** Friday, April 27, 2018 11:16 AM  
**To:** Szaro, Deb; Rodrigues, Cecil; Chu, Ed; Gray, David; Flournoy, Karen; Thomas, Deb; Jordan, Deborah; Pirzadeh, Michelle; Mugdan, Walter; Walker, Mary  
**Subject:** RE: Request for Outreach to States from ECOS-EPA Compliance Assurance Workgroup

DRAs-

Thank you for reaching out to your states earlier this month to request input on performance measures and interest in participating in compliance assurance pilot projects to assist the ECOS-EPA Compliance Assurance Workgroup. The requests sought state input by Monday, April 30<sup>th</sup>. I would appreciate your letting me know early next week how your states responded to the requests.

Thank you,  
Suzanne

*Suzanne J. Bohan*

Assistant Regional Administrator/ Office of Enforcement, Compliance and Environmental Justice/ U.S. EPA,  
Region 8

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**From:** Bohan, Suzanne

**Sent:** Tuesday, April 3, 2018 10:23 AM

**To:** Szaro, Deb <[Szaro.Deb@epa.gov](mailto:Szaro.Deb@epa.gov)>; Rodrigues, Cecil <[rodrigues.cecil@epa.gov](mailto:rodrigues.cecil@epa.gov)>; Heard, Anne <[Heard.Anne@epa.gov](mailto:Heard.Anne@epa.gov)>; Chu, Ed <[Chu.Ed@epa.gov](mailto:Chu.Ed@epa.gov)>; Gray, David <[gray.david@epa.gov](mailto:gray.david@epa.gov)>; Flournoy, Karen <[Flournoy.Karen@epa.gov](mailto:Flournoy.Karen@epa.gov)>; Thomas, Deb <[thomas.debrah@epa.gov](mailto:thomas.debrah@epa.gov)>; Jordan, Deborah <[Jordan.Deborah@epa.gov](mailto:Jordan.Deborah@epa.gov)>; Pirzadeh, Michelle <[Pirzadeh.Michelle@epa.gov](mailto:Pirzadeh.Michelle@epa.gov)>; Mugdan, Walter <[Mugdan.Walter@epa.gov](mailto:Mugdan.Walter@epa.gov)>

**Cc:** Bohan, Suzanne <[bohan.suzanne@epa.gov](mailto:bohan.suzanne@epa.gov)>

**Subject:** Request for Outreach to States from ECOS-EPA Compliance Assurance Workgroup

Greetings DRAs:

On behalf of the ECOS-EPA Compliance Assurance Workgroup, I would appreciate your help soliciting and compiling information from your states on their outcome-based compliance measures and their ideas for and interest in participating in a compliance assurance pilot project. Specifically, would you please send the message below (also attached for your convenience) to your states? The message requests that states provide you with responses by April 30<sup>th</sup>. If you would forward the state responses to me, I will work with my co-lead for the performance measures team, Commissioner Larry Hartig, Alaska Department of Environmental Conservation, to compile the information. Please let me know if you have any questions.

Thank you,

Suzanne

*Suzanne J. Bohan*

*Assistant Regional Administrator/ Office of Enforcement, Compliance and Environmental Justice/ U.S. EPA,  
Region 8*

*Work: 303.312.6925 | Fax: 303-312-6882 | [Bohan.suzanne@epa.gov](mailto:Bohan.suzanne@epa.gov)*

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State Commissioners:

At its meeting on March 19th, the ECOS-EPA Compliance Assurance Workgroup decided that we should solicit input from all states on two matters: 1) outcome-based compliance assurance measures states are using today as well as those you tried or considered that did not work; and 2) ideas for state pilot projects that you would consider performing to evaluate the effectiveness of innovative, measurable compliance assurance approaches. This information will be used to make recommendations for new EPA outcome-based compliance assurance measures and to test new compliance assurance approaches beyond our traditional single facility assistance, inspection and enforcement tools in achieving environmental outcomes.

Potential pilot projects could be most valuable in specific programs where we think our status quo approaches are not sufficient to identify and remedy noncompliance. Pilot projects could include:

1. Program specific opportunities to test the effectiveness of “find and fix” to quickly resolve non-serious noncompliance. Find and Fix refers to when a government inspection detects a non-serious violation and the facility quickly remedies it either during the inspection or documents the remedy shortly thereafter.
2. Environmental self-audit initiatives to incentivize regulated entities to voluntarily self-disclose noncompliance with specific environmental requirements in a particular program found through their own environmental audits and return facilities to compliance;
3. Enhanced self-monitoring by regulated entities to substitute for less frequent government on-site inspections; and
4. New ways to reliably measure the compliance rate in a particular program or sector (EPA is moving forward with a Clean Water Act NPDES compliance rate measure this year and is interested in developing options for another national compliance rate efforts in FY2019).

**Please provide your state’s feedback to me by Monday, April 30<sup>th</sup>** and I will forward this information to the ECOS-EPA Compliance Assurance Workgroup. If you have specific questions, please contact the Workgroup’s performance measures team: Larry Hartig, Commissioner, Alaska Department of Environmental Conservation, at [larry.hartig@alaska.gov](mailto:larry.hartig@alaska.gov), or Suzanne Bohan, EPA Region 8 Assistant Regional Administrator for the Office of Enforcement, Compliance, and Environmental Justice, at [Bohan.suzanne@epa.gov](mailto:Bohan.suzanne@epa.gov) or 303-312-6925.

Thank you,

/s/

Deputy Regional Administrator